

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FRANKLIN CAPITAL FUNDING, LLC,

Plaintiff,

v.

Case Number 22-10947

Honorable David M. Lawson

AUSTIN BUSINESS FINANCE, LLC, and  
MXT SOLUTIONS, LLC

Defendants.

**ORDER DENYING DEFENDANTS' MOTIONS TO DISMISS  
AND GRANTING PLAINTIFF'S MOTION TO AMEND**

This matter is before the Court on the defendants' motions to dismiss and the plaintiff's motion for leave to file an amended complaint. After reviewing the parties' submissions and hearing oral argument on November 21, 2022, the Court announced its decision from the bench, denied the defendants' motions to dismiss, and granted the plaintiff's motion to amend.

Accordingly, it is **ORDERED** that the defendants' motions to dismiss (ECF Nos. 16, 17) are **DENIED** for the reasons stated on the record.

It is further **ORDERED** that the plaintiff's motion for leave to file an amended complaint (ECF No. 30, 33) is **GRANTED**, and the plaintiff may file an amended complaint **on or before December 12, 2022**.

s/David M. Lawson  
DAVID M. LAWSON  
United States District Judge

Dated: November 21, 2022